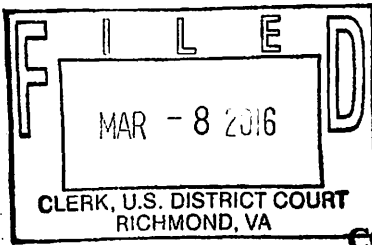


IN NY. GOT FELONIES EXPUNGED
SOME QUESTS AS TO IF



MARK PLAS ANY FELONIES
IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA

COMPLAINT UNDER CIVIL RIGHTS ACT 42 U.S.C. § 1983

Action Number

(To be supplied by the Clerk, U.S. District Court)

3:11cv1401 ARREST
HIS RECORD AT TIME
SEPT 24?
OCT 3?

Please fill out this complaint form completely. The Court needs the information requested in order to assure that your complaint is processed as quickly as possible and that all your claims are addressed. Please print/write legibly or type.

I. PARTIES

A. Plaintiff:

1. (a) MARK LEE PAULER
(Name)

(b) 000(682)1562
(Inmate number)

(c) [REDACTED]
(Address)

245 BARNEY LN
STANLEY, VA 22851

(540) 778-1319
860-0477

Plaintiff MUST keep the Clerk of Court notified of any change of address due to transfer or release. If plaintiff fails to keep the Clerk informed of such changes, this action may be dismissed.

Plaintiff is advised that only persons acting under the color of state law are proper defendants under Section 1983. The Commonwealth of Virginia is immune under the Eleventh Amendment. Private parties such as attorneys and other inmates may not be sued under Section 1983. In addition, liability under Section 1983 requires personal action by the defendant that caused you harm. Normally, the Director of the Department of Corrections, wardens, and sheriffs are not liable under Section 1983 when a claim against them rests solely on the fact that they supervise persons who may have violated your rights. In addition, prisons, jails, and departments within an institution are not persons under Section 1983.

B. Defendant(s):

1. (a) SGT. GORDON CROSEN
(Name)

(b) GUARD
(Title/Job Description)

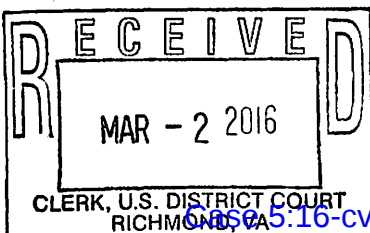
(c) PAGE COUNTY JAIL
(Address)

WHY ALSO TRANSFER
TO WINCHESTER
HOSPITAL

FOR A
PER. OF
TIME NOT
SPEC.

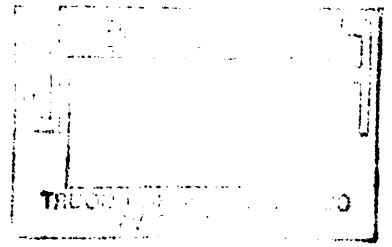
MILWAUKEE MORE
PREDATES
PAULER

541



OFFICER ATWOOD

L.P.D.
POLICE
DEPT.



JUDGE HOUFF P.C. GENERAL DISTRICT
COURT JUDGE

OR PAGE COUNTY JAIL; LOST OR
~~SUPPRESSED~~ ON PURPOSE MY
PETITION TO ~~SUBPOENA~~ WITNESS,
HAVE A ~~COMPETENT~~ UNBIAS
LAWYER, FAILED TO RECORD
ANY COURT PROCEEDINGS, MAINLY
AT ~~THE~~ PRELIMINARY HEARING AND
TWO OTHER MISDEMEANOR CASES I
HAD IN GENERAL DISTRICT COURT.

~~★~~ LURAY P.D. SGT. & C.I.
 SGT. AT WOOD ARRESTED
 AND ASKED NOT READ ME
 my RIGHTS
 BEFORE
 ASKING
 QUESTIONS

2. (a) MR. ATKINS (Name)
 (b) CAPTAIN (Title/Job Description)
 (c) PAGE COUNTY JAIL (Address)
SGT CROSBY PAGE COUNTY JAIL

3. (a) FRED KITE (Name)
 (b) GUARD (Title/Job Description)
 (c) PAGE COUNTY JAIL (Address)

If there are additional defendants, please list them on a separate sheet of paper. Provide all identifying information for each defendant named.

Plaintiff MUST provide a physical address for defendant(s) in order for the Court to serve the complaint. If plaintiff does not provide a physical address for a defendant, that person may be dismissed as a party to this action.

II. PREVIOUS LAWSUITS

- A. Have you ever begun other lawsuits in any state or federal court relating to your imprisonment? Yes [] No [X]
- B. If your answer to "A" is Yes: You must describe any lawsuit, whether currently pending or closed, in the space below. If there is more than one lawsuit, you must describe each lawsuit on another sheet of paper, using the same outline, and attach hereto.

1. Parties to previous lawsuit:

Plaintiff(s) _____

Defendant(s) _____

2. Court (if federal court, name the district; if state court, name the county):

3. Date lawsuit filed: _____

4. Docket number: _____

5. Name of Judge to whom case was assigned: JUDGE HOFF,
MAGISTRATE ON VIDEO CHAT FROM WARREN COUNTY.
6. Disposition (Was case dismissed? Appealed? Is it still pending? What relief was granted, if any?): PENDING

III. GRIEVANCE PROCEDURE

- A. At what institution did the events concerning your current complaint take place: _____

PAGE COUNTY JAIL

- B. Does the institution listed in "A" have a grievance procedure? Yes ☒ No ☐

- C. If your answer to "B" is Yes:

1. Did you file a grievance based on this complaint? Yes ☒ No ☐

2. If so, where and when: B-BLOCK DRUNK TANK, APRIL 2011

3. What was the result? ALL GRIEVANCES CLAIMED
TO BE UNFOUNDED BY CAPTAIN ATKINS

4. Did you appeal? Yes ☐ No ☒

5. Result of appeal: _____

- D. If there was no prison grievance procedure in the institution, did you complain to the prison authorities? Yes ☐ No ☐

If your answer is Yes, what steps did you take? _____

- E. If your answer is No, explain why you did not submit your complaint to the prison authorities:

IV. STATEMENT OF THE CLAIM

State here the facts of your case. Describe how each defendant is involved and how you were harmed by their action. Also include the dates, places of events, and constitutional amendments you allege were violated.

If you intend to allege several related claims, number and set forth each claim in a separate paragraph. Attach additional sheets if necessary.

IN APRIL OF 2011 I ^{① ABUSE; VERBALLY, MENTALLY, PHYSICALLY} WAS IN B-BLOCK DRUNK TANK STANDING UP FACING THE BARS AGAINST THE WALL WHEN GORDON CROSEN THREW A BOOK, THAT HIT THE WALL, ABOUT A FOOT, FOOT AND ONE HALF FROM MY HEAD. I WAS IN THE DRUNK TANK WITH NO TOILET PAPER HAVING TO USE NEWS PAPER TO WIPE MY BUTT WITH. SOME TIME LATER I WAS IN D-BLOCK COMMON AREA WHEN GORDON CROSEN HOLLERED AT ME AND SAID IF I EVER TOUCHED THE TV BEFORE 4 A.M THAT HE WAS GONNA "SHOVE THE T.V. UP MY ASS, SIDEWAYS." WHEN I WAS IN JAIL ORIGINALLY ON MARCH 18TH MY MEDICINE WAS WITHHELD FROM ME WHILE IN D-BLOCK

MY CONFIDENTIALITY WAS
BROKEN CAUSING MY CONDITION
TO ESCALATE, WAS PICKED ON
BY OTHER INMATES, SEXUALLY
ASSULTED BY OTHER INMATES
GOT INTO A FIGHT CAUSE
GAMBLING AND SMOKING WERE
NOT ALLOWED, ONLY BY TRUSTEES.
IF TRUSTEES ARE ALLOWED
TO SMOKE THEN THEY SHOULD
HAVE SMOKE BREAKS FOR
ENTIRE JAIL. (2) NUTRITION;
NEGLECT;
INSUFFICIENT SODIUM, POTASSIUM,
VITAMIN C, VITAMIN D - OUTSIDE, PROTEIN;
BREAKS ONLY ALLOWED ON OCCASION
VERY IRREGULAR; NO EXERCISE.
EVEN AFTER HAVING WINCHESTER
MEDICAL CENTER, CALCIUM; WHOLE
MILK. (3) SANITATION; HOLES IN
SAFETY
CEILING OF D BLOCK, TOILET WATER
LEAKING DOWN FROM B-BLOCK INTO
CELL COMMON AREA ON PHONES AND EATING
TABLE AND OPENING WHERE FOOD

TRAYS ARE PASSED INTO
INMATES. PAINT AND CEMENT? FALLING
FROM CEILING OF D-BLOCK. OTHER
TOILETS AND ELECTRIC CELL DOOR
LEAKING

STICKING, SPECIFICALLY A BLOCK CELL
#5.

(4) OVERCROWDEDNESS; WHEN I
FIRST WAS PUT IN JAIL APPROX
MARCH 18TH - AUG 25TH, PEOPLE WERE
HAVING TO SLEEP ON FLOOR IN EVERY
BLOCK INCLUDING TRUSTEES DORM,
BETTER KNOWN AS E-BLOCK.

ANYWHERE FROM 3-5 PEOPLE
ON THE FLOOR IN A, B, C & D.

E-BLOCK (TRUSTEES DORM) WAS ALSO
OVER CROWDED. DUE TO MY HEART
CONDITION I ASKED FRED KITE
NUMEROUS TIMES TO GET PUT
TO WORK WITH THE TRUSTEES
ON WORK DETAIL. WHILE IN
THE DOCTORS OFFICE I MENTIONED
IT TO FRED KITE IN FRONT OF
NURSE WEAVER WHEN FRED LOST
HIS TEMPER AND HOLLERED AT

ME FOR @ 2 min. BECAUSE
I WENT TO THE MEDICAL
CENTER AND DID NOT GET
A PACE MAKER. I TOLD HIM
THAT BEFORE I LEFT IT WAS
FOR A SECOND OPINION. HE
KEPT SAYING, "I WILL DO WHAT
I SAID." BUT NEVER PUT ME ON
WORK DETAIL AS REQUESTED ON
REQ. FORM SEVERAL TIMES, ALSO
VERBALLY NUMEROUS TIMES.

⑤ VIOLATION OF MIRANDA RIGHTS

OFFICER ATWOOD PUT HANDCUFFS
ON ME AND ARRESTED ME, TOOK
ME TO JAIL, BROUGHT ME BEFORE
A ~~MAGISTRATE~~ MAGISTRATE; HE

ASKED ME QUESTIONS AT JAIL AND
THE MAGISTRATE ASKED ME
QUESTIONS ON VIDEO CHAT BEFORE
ALLOWING ME OR EVEN ASKING
ME IF I WANTED A LAWYER OR
EVEN ALLOWING ME TO CALL ONE.

V. RELIEF

I understand that in a Section 1983 action the Court cannot change my sentence, release me from custody or restore good time. I understand I should file a petition for a writ of habeas corpus if I desire this type of relief. M L P (please initial)

The plaintiff wants the Court to: (check those remedies you seek)

☒ Award money damages in the amount of \$ 250,000

☒ Grant injunctive relief by A.S.A.P.

Other

VI. PLACES OF INCARCERATION

Please list the institutions at which you were incarcerated during the last six months. If you were transferred during this period, list the date(s) of transfer. Provide an address for each institution.

PAGE COUNTY JAIL

MIDDLE RIVER REGIONAL JAIL

VII. CONSENT

CONSENT TO TRIAL BY A MAGISTRATE JUDGE: The parties are advised of their right, pursuant to 28 U.S.C. § 636(c), to have a U.S. Magistrate Judge preside over a trial, with appeal to the U.S. Court of Appeals for the Fourth Circuit.

Do you consent to proceed before a U.S. Magistrate Judge: Yes [☒] No [☐]. You may consent at any time; however, an early consent is encouraged.

VIII. SIGNATURE

If there is more than one plaintiff, each plaintiff must sign for himself or herself.

Signed this 9th day of SEPTEMBER, 20 11.

Plaintiff Mah Le Pak